

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

BRANDI SALLS, individually, and on behalf
of all others similarly situated,

Plaintiff,

v.

DIGITAL FEDEDERAL CREDIT UNION
and DOES 1 through 100,

Defendants.

Case No.: 18-cv-11262-TSH

CLASS ACTION

**PLAINTIFF BRANDI SALLS'S AMENDED NOTICE OF MOTION AND UNOPPOSED
MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on December 19, 2019, at 3:00 p.m. in Courtroom No. 2 of the Donohue Federal Building, 595 Main Street, Worcester, Massachusetts, Plaintiff Brandi Salls will and hereby does move this Honorable Court for entry of an Order to:

1. certify the settlement class;
2. approve the Settlement Agreement reached between Plaintiff and Defendants attached as Exhibit 1 to the Declaration of Taras Kick in Support of the Unopposed Motion for Final Approval;
3. appoint Named Plaintiff Brandi Salls as the Representative of the Settlement Class;
4. appoint Richard McCune of McCune Wright Arevalo, LLP, and Taras Kick of The Kick Law Firm, APC, as counsel for the Settlement Class, and Sean T. O'Connell as Local Counsel;

5. appoint KCC Class Action Services, LLC, as the Settlement Administrator; and
6. award attorney's fees, costs, and incentive awards.

This motion is based on this Amended Notice of Motion and Unopposed Motion, the Memorandum of Points and Authorities in Support Thereof, the accompanying Declaration of Taras Kick, the accompanying Declaration of Richard McCune, the accompanying Declaration of Arthur Olsen the accompanying Declaration of Robert Coomes, the accompanying Declaration of Robert Weissman, other documents and papers on file in this action, and such other materials as may be presented before or at the hearing on this motion, or as this Honorable Court may allow.

This Amended Notice of Motion amends the Notice of Motion and Unopposed Motion for Final Approval of Class Action Settlement, previously filed at Dkt. No. 54, to reflect the correct hearing date, and is supported by the Memorandum of Points and Authorities in Support Thereof and supporting documents filed at Dkt. No. 55.

LOCAL RULE 7.1(D) REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), Plaintiff requests oral argument before this Court on her Motion for Final Approval of Class Action Settlement.

LOCAL RULE 7.1(a)(2) CERTIFICATION

Pursuant to Local Rule 7.1(a)(2), Plaintiff's counsel certifies that he has conferred with Defendant's counsel prior to filing this Motion and Defendant does not oppose this motion.

Dated: November 12, 2019

Respectfully submitted,
/s/ Richard D. McCune
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Counsel for Plaintiff Brandi Salls and the
Putative Class

CERTIFICATE OF SERVICE

I, Richard D. McCune, hereby certify that on the 12th day of November, 2019, the foregoing document, filed through the CM/ECF System, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

/s/ Richard D. McCune

Richard D. McCune